

**ENTERED**

March 28, 2018

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

ASHLEY ADAMS, individually and as the  
representative of the Estate of RODNEY GERALD  
ADAMS, and WANDA ADAMS, individually;

CARLETTE HUNTER JAMES, individually and as the  
representative of the Estate of KENNETH WAYNE  
JAMES, KRISTY JAMES, KRYSTAL JAMES,  
KENDRICK JAMES, ARLETT JAMES, JONATHAN  
JAMES, and KENNETH EVANS, individually and as  
heirs-at-law to the Estate of KENNETH WAYNE  
JAMES, and VIRGINIA AVERY, as a representative of  
the Estate of MARY LOU JAMES, individually;

MARCUS "CADE" HUDSON, individually, on behalf  
of all wrongful death beneficiaries, and on behalf of the  
Estate of DOUGLAS HUDSON,

Plaintiffs,

v.

BRAD LIVINGSTON, individually and in his official  
capacity, JOE OLIVER, NANCY BETTS, STEVEN  
FIELDS, JOHN DOE, ROBERT LEONARD,  
BRANDON MATTHEWS, DEBRA GILMORE,  
SARA RAINES, DANNY WASHINGTON,  
MATTHEW SEDA, TULLY FLOWERS, DORIS  
EDWARDS, LINDA MCKNIGHT, REVOYDA  
DODD, RICK THALER, WILLIAM STEPHENS,  
ROBERT EASON, DENNIS MILLER, REGINALD  
GOINGS, LANNETTE LINTHICUM, JENNIFER  
BUSKIRK, and OWEN MURRAY in their individual  
capacities, TEXAS DEPARTMENT OF CRIMINAL  
JUSTICE, and UNIVERSITY OF TEXAS  
MEDICAL BRANCH, Defendants.

No. 4:14-cv-03326

Consolidated under  
*Webb v. Livingston*, (lead  
case) 4:14-cv-3302;

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**ORDER SEVERING CASES**

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On this day the Court considered the Defendants Joint and Unopposed Motion to Sever the above-styled cause into three separate lawsuits in order to effectuate settlement. The parties have reached preliminary settlement agreements, which require each of the three incidents giving rise to this lawsuit to have independent cause numbers. After considering the pleadings and the positions of the parties, the Court is of the opinion that severance is proper.

It is therefore ORDERED that the clerk sever this case in to three lawsuits, which shall be styled as follows:

(1)

ASHLEY ADAMS, individually and as the representative of the Estate of RODNEY GERALD ADAMS, and WANDA ADAMS, individually, Plaintiffs,

v.

BRAD LIVINGSTON, RICK THALER, WILLIAM STEPHENS, ROBERT EASON, REGINALD GOINGS, DENNIS MILLER, LANNETTE LINTHICUM, JENNIFER BUSKIRK, and OWEN MURRAY in their individual capacities, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, and UNIVERSITY OF TEXAS MEDICAL BRANCH, Defendants.

\*\*\*Adams, et al. v. Livingston, et al., may keep the Cause Number: 4:14-cv-03326.

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(2)

CARLETTE HUNTER JAMES, individually and as the representative of the Estate of KENNETH WAYNE JAMES, KRISTY JAMES, KRYSTAL JAMES, KENDRICK JAMES, ARLETT JAMES, JONATHAN JAMES, and KENNETH EVANS, individually and as heirs-at-law to the Estate of KENNETH WAYNE JAMES, and VIRGINIA AVERY, as a representative of the Estate of MARY LOU JAMES, individually; Plaintiffs,

v.

BRAD LIVINGSTON, RICK THALER, WILLIAM STEPHENS, ROBERT EASON, REGINALD GOINGS, DENNIS MILLER, LANNETTE LINTHICUM, JENNIFER BUSKIRK, ROBERT LEONARD, BRANDON MATTHEWS, DEBRA GILMORE, SARAH RAINES, MATTHEW SEDA, TULLY FLOWERS, DORIS EDWARDS, REVOYDA DODD, DANNY WASHINGTON, LINDA MCKNIGHT, and OWEN MURRAY, in their individual capacities, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, and UNIVERSITY OF TEXAS MEDICAL BRANCH, Defendants.

\*\*\*This case shall be assigned a new cause number.

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(3)

MARCUS "CADE" HUDSON, individually, on behalf of all wrongful death beneficiaries, and on behalf of the Estate of DOUGLAS HUDSON, Plaintiffs,

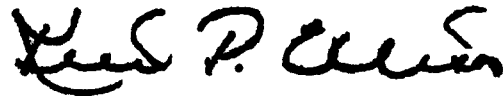
v.

BRAD LIVINGSTON, RICK THALER, WILLIAM STEPHENS, ROBERT EASON, REGINALD GOINGS, DENNIS MILLER, LANNETTE LINTHICUM, JENNIFER BUSKIRK, JOE OLIVER, NANCY BETTS, STEVEN FIELDS, and OWEN MURRAY, in their individual capacities, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, and UNIVERSITY OF TEXAS MEDICAL BRANCH, Defendants.

\*\*\*This case shall be assigned a new cause number.

It is further ORDERED that the above-styled cases shall no longer be consolidated under the lead case *Webb v. Livingston*, Cause No. 4:14-cv-3302.

Signed on March 27<sup>th</sup>, 2018.

A handwritten signature in black ink, appearing to read "Keith P. Ellison", written over a horizontal line.

Judge Keith Ellison, District Judge